

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

**ENTERED**

November 30, 2016

David J. Bradley, Clerk

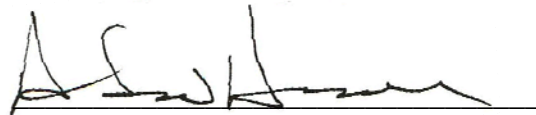
ERIK FRANCISCO MARTINEZ MARTINEZ,	§	
Petitioner,	§	
	§	
VS.	§	CIVIL ACTION NO. B-16-185
	§	CRIMINAL NO. B-15-694-1
UNITED STATES OF AMERICA,	§	
Respondent.	§	

**ORDER**

On October 14, 2016, the United States Magistrate Judge filed a Report and Recommendation [Doc. No. 6]. Plaintiff has objected [Doc. No. 9] to said Report and Recommendation.

Having considered *de novo* the Magistrate Judge's Report and Recommendation and the issues raised by Petitioner's objections, the Court hereby adopts the Report and Recommendation. Therefore, Petitioner Erik Francisco Martinez-Martinez's Motion to Vacate, Set Aside or Correct his Sentence pursuant to 28 U.S.C. § 2255 [Doc. No. 1] is denied as meritless, and the issuance of a Certificate of Appealability is denied.

Signed this 30<sup>th</sup> day of November, 2016.



Andrew S. Hanen  
United States District Judge